

Practitioner's Docket No. MOH-P010057

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. : 10/715,069 Confirmation No.: 3307  
Inventor : Bernhard Stellwag, et al.  
Filed : November 17, 2003  
Title : Method for Protecting Components of a Primary System of a Boiling  
Water Reactor in particular from Stress Corrosion Cracking  
TC/A.U. : 3663  
Examiner : Johannes Mondt  
Customer No. : 24131

Commissioner for Patents  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER TO OBVIATE  
A DOUBLE PATENTING REJECTION (37 CFR 1.321 (c))**

**Identification of Person(s) Making This Disclaimer**

I, LAURENCE A. GREENBERG represent that I am the attorney of record.

**EXTENT OF DISCLAIMANT'S INTEREST**

The extent of the interest in this invention that the disclaimant owns is in the whole of this invention.

**DISCLAIMER  
(Obviousness-Type Double Patenting Rejection Over a Prior Patent)**

Petitioner(s) hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of Application No. 11/820,966, filed June 21, 2007 as presently shortened by any terminal disclaimer.

Petitioner(s) hereby agree(s) that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the patent forming the basis of the double patenting rejection, namely, Application No.: 11/820,966 as presently shortened by any terminal disclaimer, in the event that it later:

- expires for failure to pay a maintenance fee
- is held unenforceable
- is found invalid by a court of competent jurisdiction
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321
- has all claims cancelled by a reexamination certificate
- is reissued, or
- is in any manner terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

**DISCLAIMER FEE (37 C.F.R. § 1.20(d))**

☐ Other than a small entity - fee \$140.00

**FEE PAYMENT**

Payment in the amount of \$140.00 is enclosed.

Charge Account No. 12-1099 of Lerner Greenberg Sterner LLP for any fee deficiency.

/Laurence A. Greenberg/  
Laurence A. Greenberg  
Reg. No. 29308

December 15, 2008

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